

Melvin E. Leslie, Bar no. 1936  
Attorney for Basin Perlite Company  
4444 South 700 East Street, Suite 203  
Salt Lake City, Utah 84107-3075  
Telephone (801) 263- 6306

**FILED**

**OCT 08 2003**

**SECRETARY, BOARD OF  
OIL, GAS & MINING**

**BEFORE THE BOARD OF OIL, GAS & MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH**

**IN THE MATTER OF THE BASIN  
PERLITE COMPANY'S REQUEST FOR  
APPROVAL OF AN ESCROW  
ACCOUNT FOR ITS MINING  
OPERATIONS LOCATED IN BEAVER  
COUNTY, UTAH**

**NOTICE OF WITHDRAWAL OF  
REQUEST FOR AGENCY ACTION**

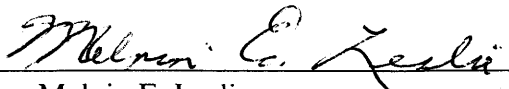
Docket No. 2003-011

Cause No. M/001/027

The Petitioner, BASIN PERLITE COMPANY, gives this NOTICE OF ITS WITHDRAWAL OF THE REQUEST FOR APPROVAL OF AN ESCROW ACCOUNT FOR ITS MINING OPERATIONS.

The above request is no longer appropriate or necessary. The Petitioner has reached an alternative agreement with the Division that provides for the required and adequate surety for the reclamation of the mining operations of the Petitioner under the normal rules of the Board, and Board approval of the surety is not required. The Division has consented to the Withdrawal of the petition. There are no other persons who have made an appearance or whose interests will be affected by the withdrawal of this action

DATED this 7<sup>th</sup> day of October, 2003.

  
Melvin E. Leslie

0018